



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

MEH:ddj
Docket No: 5013-00
7 November 2000

HM3 [REDACTED] USN
[REDACTED]

Dear PETTY OFFICER [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 7 November 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by BUPERS memorandum 1160 PERS 815 of 27 September 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY

**NAVY PERSONNEL COMMAND
5720 INTEGRITY DRIVE
MILLINGTON TN 38055-0000**

1160
PERS-815
27 Sep 00

MEMORANDUM FOR CHAIRMAN, BOARD FOR CORRECTION OF NAVAL RECORDS

Via: PERS-00ZCB

Subj: BCNR PETITION ICO HM3 [REDACTED], USN, [REDACTED]

Ref: (a) SNM's DD Form 149 dtd 26 May 00
(b) NAVADMIN 132/99
(c) NAVADMIN 050/00
(d) OPNAVINST 1160.6A

Encl: (1) BCNR File

1. In response to reference (a), recommend disapproval of the petitioner's request.

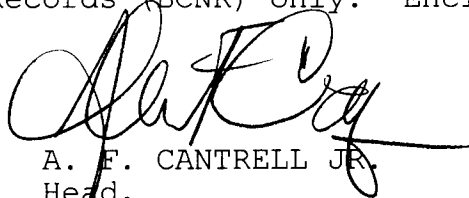
- The petitioner's ADSD is 14 October 1993.
- The petitioner reenlisted on 16 July 1999 for four years prior to attending "C" school training for NEC 8451.
- The petitioner transferred in October 1999 to NSHS SAN DIEGO, CA to attend NEC 8451 "C" school training. Reference (b) listed a zone "A" SRB entitlement for the HM(8451) rate/NEC at the time the petitioner transferred for training.
- The petitioner passed through the zone "A" window of eligibility on 13 October 1999.
- The petitioner completed NEC 8451 training in May 2000. Reference (b) provided a zone "A" SRB entitlement for the HM(8451) rate/NEC: there was not a zone "B" entitlement.
- The petitioner requests to adjust reenlistment to within SRB eligibility criteria and receive the zone "A" SRB entitlement for the 8451 NEC. However, the petitioner did not earn NEC 8451 until she was in zone "B".
- Per reference (d), section (M) note 11, service members must successfully complete formal training and be designated in the new skill at reenlistment to be eligible for SRB at the new skill award level.
- The petitioner passed through the zone "A" SRB eligible window prior to obtaining the NEC 8451. Therefore, the petitioner is not eligible to receive the zone "A" entitlement because upon earning the NEC 8451 in May 2000, the petitioner was in the zone "B" window.

Subj: BCNR PETITION ICO HM3 [REDACTED] USN [REDACTED]

- PERS 815 does not have the authority to recommend backdating the petitioner's completion date of training to allow her the opportunity to receive the zone "A" SRB entitlement prior to passing through the zone "A" window.

2. In view of the above, recommend the petitioner's record remain as is.

3. This is an advisory memorandum to reference (a) for use by the Board for Correction of Naval Records (BCNR) only. Enclosure (1) is returned.



A. F. CANTRELL JR.
Head,
Reenlistment Incentives Branch